



CITY OF TUCSON DEVELOPMENT SERVICES
CASH BOND FOR GRADING/RESEEDING AND HAZARD ABATEMENT

PROJECT # _____ BOND # _____ DATE _____

This cash bond is provided to obtain approval of a permit for grading at the Premises identified as _____. The grading and other associated work on the Premises are referred to as "the Work".

The name, address and telephone number of contractor or party responsible for the Work, who is referred to in this cash bond as "Principal" is : _____

(Initial the box corresponding to whichever of the two following provisions applies):

_____ Principal is the owner of the Premises, and hereby expressly grants the City of Tucson a right of entry onto the Premises, if necessary, to bring the Work into conformance with the requirements of this Bond.
Initials

_____ Principal has received an express delegation of authority from the owner of the Premises and, pursuant to that delegation, Principal hereby (1) represents that Principal is authorized to do the Work and (2) expressly grants the City of Tucson a right of entry onto the Premises, if necessary, to bring the Work into conformance with the requirements of this Bond.
Initials

To secure and assure performance of the obligations described in this cash bond, Principal has deposited with the City of Tucson the cash sum of _____ (\$ _____).

Principal has applied for a grading permit for the Premises. Principal shall comply with the requirements of City of Tucson codes that apply to the Work authorized by this grading permit. Principal shall also comply with all rules, regulations and requirements lawfully promulgated under those codes regulating the issuance, termination, and revocation of the grading permit.

This cash bond is provided to help assure that if the Work is not completed in accordance with the approved plans or abandoned, the site will be stabilized and any hazardous conditions eliminated. The bond amount will be based on an engineer's estimate or construction bid for clearing/grubbing and/or grading, SWPPP controls, reseeding, storm water systems and/or Hazard Abatement as shown on the attached worksheet known as "Bid Worksheet for Project Valuation", to be completed by the Principal or the Principal's agent. If the City of Tucson determines that Principal has failed to comply with these requirements, the City of Tucson shall notify Principal that it intends to, and after such notice may, withdraw and use that amount of the cash bond necessary to bring Principal's work into conformance with these requirements.

The City of Tucson shall hold this cash bond until the Building Official gives final approval of the work in accordance with all applicable codes and standards in effect. If prior to that time any of the following events occurs, this cash bond shall be automatically extended and retained by the City of Tucson until Principal's default is cured or until final disposition of all legal actions and claims, whichever occurs last:

- o The City of Tucson gives Principal notice of default.
- o A legal action or claim is filed relating to this cash bond.
- o The City of Tucson notifies Principal that it reasonably believes there is an impending legal action or claim relating to this cash bond.

Notice to Principal shall be sufficient if mailed or hand delivered to Principal's address inserted where indicated above.

This cash bond shall neither be void nor terminate when the City withdraws less than the full amount of this bond, but may be used and recovered upon from time to time until the full amount of this bond is exhausted.

The City of Tucson, at its discretion, may consider bond amount reductions.

This cash bond is for the benefit of the City of Tucson and any person damaged as a result of any violation of the applicable technical codes or Development Standards No. 11-01.2.3.A-C and/or 11-01.6.1.

Principal and Principal's heirs, personal representatives, successors, and assigns are jointly and severally liable for and bound by the obligations described in this cash bond.

IN WITNESS WHEREOF the Principal has duly executed this cash bond and has deposited the cash bond amount with the City of Tucson this ____ day of _____, 20____.

"PRINCIPAL"

By: _____
Signature of Principal or authorized agent

Its: _____

State of Arizona)
) ss
County of Pima)

SUBSCRIBED AND SWORN TO BEFORE ME this ____ day of _____, 20____.

My Commission expires:

Notary Public

Form approved this 16th day of March, 2009

City Attorney: Mike Rankin
(Form with original signature of approval is on file in the City Clerk's Office.)

BOND # _____PROJECT # _____

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